

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

"FLUORESCENCE ENERGY TRANSFER BY COMPETITIVE HYBRIDIZATION"

the specification of which (check one)

☒ [X] is attached hereto.

☐ [] was filed on _____ as Serial No.

and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or Inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

| Number | Country | Filing Date | Priority Claimed | |
|--------|---------|-------------|------------------|----|
| | | | Yes | No |

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

| Application Number | Filing Date |
|--------------------|-------------------|
| 60/039,583 | February 28, 1997 |

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| Serial No. | Filing Date | Status |
|------------|-------------|--------|
|------------|-------------|--------|

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

| | |
|----------------------|-------------------------|
| Stephen Venetianer | Registration No. 25,659 |
| Janice E. Williams | Registration No. 27,142 |
| James M. Kanagy | Registration No. 29,550 |
| Edward T. Lentz | Registration No. 30,191 |
| William T. King | Registration No. 30,954 |
| Linda E. Hall | Registration No. 31,763 |
| Mary E. McCarthy | Registration No. 32,917 |
| Charles M. Kinzig | Registration No. 33,252 |
| Dara L. Dinner | Registration No. 33,680 |
| Patricia A. Schreck | Registration No. 33,777 |
| Yuriy P. Stercho | Registration No. 33,797 |
| Kirk Baumeister | Registration No. 33,833 |
| Wayne J. Dustman | Registration No. 33,870 |
| Jeffrey A. Sutton | Registration No. 34,028 |
| William T. Han | Registration No. 34,344 |
| Nora Stein-Fernandez | Registration No. 36,689 |
| Alissa M. Eagle | Registration No. 37,126 |
| Soma G. Simon | Registration No. 37,444 |
| Edward R. Gimmi | Registration No. 38,891 |
| Zoltan Kerekes | Registration No. 38,938 |

Address all correspondence and telephone calls to Attorney,

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: Chih-Sheng Chiang

Inventor's Signature: _____ Date: _____

Residence: 10339 Oakdale Avenue, Chatsworth, CA 91311

Citizenship: United States of America

Post Office Address: SmithKline Beecham Corporation
Corporate Intellectual Property - UW2220
P.O. Box 1539
King of Prussia, Pennsylvania 19406-0939

Full Name of Inventor: Jose F. Cuan

Inventor's Signature: _____ Date: _____

Residence: 211 East Suelside Drive, Port Hueneme, CA 93041

Citizenship: United States of America

Post Office Address: SmithKline Beecham Corporation
Corporate Intellectual Property - UW2220
P.O. Box 1539
King of Prussia, Pennsylvania 19406-0939

n:\jmk\patapps\cl85012\dec-ass2.doc

859220" 28072052